



DT07 Rec'd PCT/PTO 0 9 MAR 2005

PATENT

ATTORNEY DOCKET NO.: 046124-5314

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Takayoshi HONMA et al.

Application No.: 10/506,508

Filed: September 3, 2004

For: SEMICONDUCTOR LIGHT EMITTING
DEVICE AND PLANT CULTIVATION
APPARATUS

Confirmation No.: Unassigned

Group Art Unit: Unassigned

Examiner: Unassigned

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
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Arlington, VA 22202

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced Application.

An International Search Report (ISR) dated June 24, 2003 is attached together with the listed documents. Applicants respectfully request that the Examiner consider the ISR and listed documents and evidence that consideration by making appropriate notations on the attached PTO Form-1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not

constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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Dated: March 9, 2005

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